



**PATRICK D. CROCKER**  
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February 7, 2012

Ms. Marlene H. Dortch, Commission Secretary  
Federal Communications Commission  
445 12<sup>th</sup> Street, SW, Suite TW-A325  
Washington, DC 20554

*Filed Electronically Via ECFS*

RE: CENX, Inc.  
Customer Proprietary Network Information Certification  
EB Docket No. 06-36

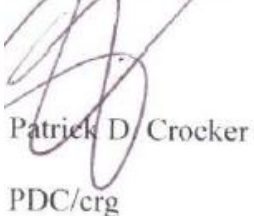
Dear Ms. Dortch:

CENX, Inc., by its undersigned attorneys, hereby submits its 2011 CPNI Compliance Certificate and Accompanying Statement certifying compliance with Section 64.2001 *et seq.* of the Commission's rules.

Please contact the undersigned should you have any questions or concerns at (269) 381-8893 extension 226 or [patrick@crockerlawfirm.com](mailto:patrick@crockerlawfirm.com).

Very truly yours,

CROCKER & CROCKER



Patrick D. Crocker  
PDC/crg

Enclosures

cc: Best Copy and Print, Inc. (via e-mail [FCC@BCPIWEB.COM](mailto:FCC@BCPIWEB.COM))

**Annual 47 C.F.R. § 64.2009(e) CPNI Certification**

**EB Docket 06-36**

Annual 64.2009(e) CPNI Certification for 2011

Date filed: February 3, 2012

Name of Company Covered by this Certification: CENX, Inc.

Form 499 Filer ID: 828590

Name of Signatory: Chris Swenson


Title of Signatory: SVP Finance

I am the SVP Finance of CENX, Inc. and as such do hereby certify, affirm, depose, and say that I have authority to make this Customer Proprietary Network Information ("CPNI") Annual Certification of Compliance on behalf of CENX, Inc. I have personal knowledge that CENX, Inc. has established adequate operating procedures to ensure compliance with the Commission's CPNI rules as set forth in 47 C.F.R. § 64.2001 *et seq.*

Attached to this Certification is an Accompanying Statement explaining how the company's procedures ensure compliance with the requirements set forth in section 64.2001 *et seq.* of the Commission's rules.

CENX, Inc. received no customer complaints in the past year concerning the unauthorized release of CPNI. Further, CENX, Inc. has taken no action against data brokers for the unauthorized release of CPNI during calendar year 2011. CENX, Inc. will report any information it may obtain with respect to the processes pretexters are using to attempt to access CPNI and what steps CENX, Inc. is taking to protect CPNI.

This certification is dated this 3 day of February, 2012.

  
Chris Swenson  
SVP Finance  
CENX, Inc.

## **Customer Proprietary Network Information Certification Attachment A**

CENX, Inc. has established practices and procedures adequate to ensure compliance with Section 222 of the Communications Act of 1934, as amended, ("section 222") and the Federal Communications Commission's ("FCC") rules pertaining to customer proprietary network information ("CPNI") set forth in sections 64.2001 – 64.2011 of the Commission's rules. This attachment summarizes those practices and procedures, which have been updated so that they are adequate to ensure compliance with the Commission's CPNI rules.

CENX, Inc. provides private services over dedicated lines to large enterprise and carrier customers pursuant to ICB contracts. CENX, Inc.'s customer contracts uniformly contain confidentiality agreements that address customers' private information. It is CENX, Inc.'s policy not to disclose CPNI except as specifically set out in its contracts with its customers and where required by law.

### **Safeguarding against pretexting**

- CENX, Inc. takes reasonable measures to discover and protect against attempts to gain unauthorized access to CPNI, including the authentication of customers prior to disclosing CPNI based on customer-initiated contacts. CENX, Inc. is committed to notify the FCC of any novel or new methods of pretexting it discovers and of any actions it takes against pretexters and data brokers.

### **Training and discipline**

- CENX, Inc. has an express disciplinary process in place for violation of the CENX, Inc.'s CPNI practices and procedures. CENX, Inc. employees are required to review and abide by CENX, Inc.'s Code of Conduct, which, prohibits all employees from using customer information other than for providing service to the customer or as required to be disclosed by law.

### **CENX, Inc.'s use of CPNI**

- CENX, Inc. uses CPNI for the following purposes:
  - (1) To initiate, render, maintain, repair, bill and collect for services
  - (2) To protect its property rights; or to protect its subscribers or other carriers from fraudulent, abusive, or the unlawful use of, or subscription to, such services;
  - (3) For network maintenance; and
  - (4) As required by law.

- CENX, Inc. does not distribute CPNI to third parties for their sales or marketing purposes. Nor does CENX, Inc. share, sell, lease or otherwise provide CPNI to any of its affiliates, suppliers, vendors, or any other third party for the purpose of marketing any service.
- CENX, Inc. does not share, sell, lease or otherwise provide CPNI to any third party except pursuant to appropriate non-disclosure agreements. CENX, Inc. will not otherwise disclose CPNI to a third party except when required by a lawfully issued government subpoena.

#### **Additional safeguards**

- CENX, Inc. does not use CPNI for marketing purposes and therefore does not have records to maintain regarding marketing campaigns that use its customers' CPNI.
- CENX, Inc. has established a supervisory review process designed to ensure compliance with the FCC's CPNI rules.
- CENX, Inc. designates one or more officers, as an agent or agents of the CENX, Inc., to sign and file a CPNI compliance certificate on an annual basis. The certificate conforms to the requirements set forth in FCC rule 64.2009(e).
- CENX, Inc. does not disclose CPNI over the phone and does not allow for online access to CPNI.
- In the event of a breach of CPNI, CENX, Inc. will comply with all applicable breach notification laws.